

Street, Grand Prairie, Texas 75051.

5. Defendant, ASADOLLAH HEYDARIAN, is an individual who, upon information and belief, resides in Dallas County, Texas. This Defendant may be served at 4009 E. Jefferson Street, Grand Prairie, Texas 75051.

6. At all times relevant to this claim, Defendants BEHROUZ HEYDARIAN and ASADOLLAH HEYDARIAN acted directly or indirectly in the interest of Defendant U PULL IT AUTO & TRUCK SALVAGE, INC. in relation to Plaintiff's employment and were substantially in control of the terms and conditions of the Plaintiff's work. Defendants BEHROUZ HEYDARIAN and ASADOLLAH HEYDARIAN were employers of the Plaintiff as defined by 29 U.S.C. §203(d).

7. Jurisdiction is conferred on this Court by Title 28 U.S.C. §1331, Title 28 U.S.C. §1337, and by Title 29 U.S.C. §216(b). At all times pertinent to this complaint, U PULL IT AUTO & TRUCK SALVAGE, INC. was an enterprise engaged in interstate commerce. At all times pertinent to this Complaint, Defendants regularly owned and operated a business engaged in commerce or in the production of goods for commerce as defined by §3(r) and 3(s) of the Act, 29 U.S.C. §203(r) and 203(s). Additionally, Plaintiff was individually engaged in commerce and her work was essential to Defendants' business.

8. Venue is proper in this district under 28 U.S.C. § 1391.

9. Plaintiff worked for Defendants from approximately March 2010 through March 2014 as a nonexempt sales/delivery employee.

10. During one or more weeks of Plaintiff's employment with Defendants, Plaintiff worked in excess of forty (40) hours (overtime hours).

11. During one or more weeks of Plaintiff's employment with Defendants wherein

Plaintiff worked overtime hours, Defendants failed to pay Plaintiff one and one-half times his regular rate of pay for each overtime hour worked.

12. The acts described in the preceding paragraph violate the Fair Labor Standards Act, which prohibits the denial of overtime compensation for hours worked in excess of forty (40) per workweek. Defendants willfully violated Plaintiff's rights under the FLSA.

13. As a result of Defendants' unlawful conduct, Plaintiff is entitled to actual and compensatory damages, including the amount of overtime which was not paid and which should have been paid.

14. Plaintiff seeks and is entitled to an award of liquidated damages in an equal amount of the unpaid overtime pay pursuant to Section 216 of the Act.

15. Plaintiff also seeks compensation for expenses and costs of court that will be incurred in this action. Plaintiff is also entitled to reasonable and necessary attorneys' fees pursuant to 29 U.S.C. § 216(b).

WHEREFORE, PREMISES CONSIDERED, Plaintiff requests that:

1. The Court assume jurisdiction of this cause and that Defendants be cited to appear;
2. The Court award damages to Plaintiff as specified above with Defendants being found jointly and severally liable;
3. The Court award reasonable and necessary attorneys' and expert fees and costs;
4. The Court award Plaintiff pre-and post-judgment interest at the highest rates allowed. Plaintiff further prays for any such other relief as the Court may find proper, whether at law or in equity.

JURY TRIAL DEMAND

Plaintiff demands a jury trial on all issues so triable.

Respectfully submitted,

By: /s/ David G. Langenfeld

David G. Langenfeld

State Bar No. 11911325

DUNHAM & JONES, P.C.

1800 Guadalupe Street

Austin, TX 78701

Tel.: (512) 777-7777

Fax: (512) 340-4051

E-mail: david@dunhamlaw.com

Scotty Jones

State Bar No. 00796848

DUNHAM & JONES, P.C.

1110 E. Weatherford Street

Fort Worth, TX 76102

Tel: (817) 339-1185

Fax: (817) 810-0050

E-mail: sjones@dunhamlaw.com

ATTORNEYS FOR PLAINTIFFS